

## **REMARKS**

Claims 1-4, 7-11, 13-16, and 18-28 are canceled without prejudice. Claims 29-58 are new and pending in the application.

### 5       **§ 101 Rejections**

Claims 1-4, 13-16, and 18-28 stand rejected under 35 U.S.C. § 101 as being directed to non-statutory subject matter. Specifically, the Office states that a method claim must either recite a machine that accomplishes the method steps, or material that is being transformed to a different state. Applicant cancels claims 1-4, 10 13-16, and 18-28 without prejudice, thereby obviating the grounds for this rejection.

### **§ 103 Rejections**

**A.**     Claims 7-11 are rejected under 35 U.S.C. § 103(a) as obvious over 15 U.S. Patent No. 4,453,074 to Weinstein *et al.* (herein, “Weinstein”).

**B.**     Claims 1-4, 13, 27, and 28 are rejected under 35 U.S.C. § 103(a) as obvious over Weinstein in view of Edward Rothstein, *Making the Internet come to you, through ‘push’ technology*, New York Times (Late Edition (east coast)), p. 5 (20 January 1997) (herein “Rothstein”).

20       **C.**     Claims 14-16 are rejected under 35 U.S.C. § 103(a) as obvious over Weinstein in view of Rothstein and further in view of U.S. Patent No. 6,212,634 to Geer, Jr. et al. (herein “Geer”).

**D.** Claims 18-26 are rejected under 35 U.S.C. § 103(a) as obvious over Weinstein in view of Rothstein and further in view of U.S. Patent No. 5,781,708 to Austin (herein “Austin”).

Applicant cancels claims 1-4, 7-11, 13-16, and 18-28 without prejudice, thereby obviating the grounds for this rejection. This response and any remarks or comments included herein are not intended to be, and are not to be interpreted as, an admission that the cited references are prior art. Applicant reserves the right to dispose of any cited references under 35 U.S.C. § 102 and/or 35 U.S.C. § 103, including but not limited to, antedating any one or more of the cited references.

#### **New Claims**

Applicant adds new claims 29-58. Support for claims 29-58 can be found throughout the Specification as filed, for example at discussions relating, respectively, to Figures 7a, 7b, 8, 11, 12a, and 12b.

**Conclusion**

Accordingly, Applicant requests issuance of a Notice of Allowability. If the Office's next anticipated action is to be anything other than issuance of a Notice of Allowability, Applicant respectfully requests a telephone call for the purpose of scheduling an interview.

Respectfully Submitted,

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